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ADDENDUM TO JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Wednesday - 21 May 1975

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2. (Confidential - PLC) Called Mike Telson, House Budget Committee staff, and confirmed arrangements for [] OCI, to brief him tomorrow, 22 May 1975, at 2:00 p.m. on energy sources in Venezuela and Mexico in connection with Telson's upcoming trip to Central and South America under the auspices of the State Department.

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3. (Confidential - PLC) Received a call from David Ianucci, in the office of Senator Alan Cranston (D., Calif.), who inquired as to the status of a Freedom of Information request from a constituent, []

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[] After checking, I called Ianucci back and explained that the spelling of the constituent's name had been given to us previously as [] Ianucci said this was in error and understood that this in effect would become a new case since all checks would have to be re-run under the corrected name. The Freedom of Information Coordinator was alerted to this.

4. (Confidential - PLC) Alice Smith, Secretary to Jim Cline, House Judiciary Committee staff, called on behalf of Mr. Cline confirming that an Agency reply to the Committee request concerning the use of the files of the now abolished House Internal Security Committee was required.

5. (Confidential - PLC) Received a call from [] OER, requesting that we handle a call he had received from Skip Spenceley, on the House Merchant Marine and Fisheries Subcommittee on Fisheries and Wildlife Conservation and the Environment. Spenceley asked for a briefing on the impact upon the Japanese economy if all Japanese exports to the U.S. were cut off. The information was needed in connection with pending legislation which would direct such action in retaliation if the Japanese whaling industry continues to disregard whaling conservation. I told [] I would handle the call.

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1. (Unclassified - BAA) Per [] instructions, sent back to Graydon Lose, DOD, the copy of the 15 May 1975 transcript before the Defense Subcommittee of House Appropriations Committee on the Mayaguez incident. [] NIO/SEA, reviewed the transcript.

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2. (Unclassified - BAA) Called Jane McMullan, Senate Appropriations Committee staff, and gave her the names of the Senators who attended the briefings of the Intelligence Operations Subcommittee since the beginning of the year. Ms. McMullan requested this information yesterday.

3. (Unclassified - BAA) In [] absence, took a call from Bill Jones, INR/State, who wanted to know if [] would be able to attend a meeting at State on Friday, 23 May, at 10:00 a.m. on unauthorized disclosure legislation. Later, I called Jones and told him that [] would attend the meeting. Those from State scheduled to attend are: Emerson Brown, Bill Jones and Gene Malmborg.

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4. (Secret - LLM) Accompanied [] OCI, to a meeting with Clark McFadden, Senate Armed Services Committee staff, to explain the necessity for terminating distribution of the NID to the Hill and to offer the Weekly Summary and other support as a substitute. McFadden believes that the NID is an invaluable aid to the Committee and may well raise this as an issue with Chairman John C. Stennis (D., Miss.).

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8. (Secret - LLM) Accompanied [] OCI, to a meeting with Pat Holt, Senate Foreign Relations Committee staff, to explain the necessity for terminating distribution of the NID to the Hill and to offer the Weekly Summary and other support as a substitute. He said the membership would have to be advised of the circumstances and would be unhappy, but their criticism would not be directed towards the Agency.

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9. (Unclassified - LLM) In the absence of David Keaney, Senate Foreign Relations Committee staff, left with Linda Puglisi, Secretary, a copy of the Law of the Sea Country Study []

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6. (Unclassified - WPB) Talked to Alma Pfaff, formerly of the House Internal Security Committee, now with the House Judiciary Committee staff, and verified that she was changing her subscription to FBIS daily reports.

7. (Unclassified - DFM) Called Terry Modglin, House Merchant Marine and Fisheries Committee staff, regarding the April 21 and 22 hearings before the Panama Canal Subcommittee. [redacted] OCI/WHD, had requested that we obtain a copy of the hearings if possible. Modglin said there would be no problem with my borrowing a copy of both the open and executive sessions of the hearings, and I arranged to pick them up from him on Wednesday. STAT

8. (Internal Use Only - LLM) Talked to Mr. Malmberg, Assistant Legal Adviser, ~~State Department~~, concerning the Director's proposed position on S. 244 amending the National Security Act of 1947 on (g)(2) "illegal activities" prohibition. I recommended that rather than registering their concern in writing to OMB they merely refer to their contact with us and we for our part will go towards a possible revision on our comment on (g)(2) either by limiting our comment to the statement that it is inappropriate and unnecessary or provide further explanation of the specific problems which could be encountered by the obvious overbreadth of the provision. Malmberg agreed.

9. (Internal Use Only - LLM) Bill Jones, ~~INR/State~~, called and wanted to know if Mr. Malmberg, State Department, and I had yet talked on the Director's proposed comments on S. 244 amending the National Security Act. I reported the results as stated above.

On our proposed unauthorized disclosure legislation, Jones said that Mr. Hyland, OMB, agreed with State's legal advisers that the timing was not propitious. I said this involved an arguable difference of opinion because I was quite sure Mr. Colby was still committed to pursue the legislation and that we were still not convinced that the problems reflected in State's proposed reply to OMB on the legislation were solid, but I thanked Jones for his good efforts on our behalf.

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10. (Internal Use Only - LLM) Emerson Brown, State Department, called for a final review of State's proposed response to OMB on the unauthorized disclosure legislation. Brown admitted that State had already received our views but in the interest of avoiding any possible problem between us, which we might still be able to resolve, he agreed to LDX a copy of State's final draft position so that we would have at least one more chance on a meeting of minds and eliminate any unnecessary contentions. State's draft reply has been sent to Mr. Warner, OGC. See Memorandum to Mr. Warner of 20 May 75 for details.

11. (Unclassified - BAA) Jane McMullan, Senate Appropriations Committee staff, asked if she could have the names of the Senators who appeared at briefings of the Intelligence Operations Subcommittee since the beginning of this year. I told Ms. McMullan that I would check on this and be back in touch.

12. (Unclassified - CG) Dorothy Kornegay, Secretary, Senate Government Operations Subcommittee on Intergovernmental Relations, called to notify us of the jacket number (44-826) for the 9 and 10 December 1974 hearings, "Legislative Proposals to Strengthen Congressional Oversight of the Nation's Intelligence Agencies." I subsequently called [redacted] Acquisitions, and requested 75 copies. He later called back to say that GPO told him the hearing had already been printed on 16 May. 25X1

13. (Confidential - PLC) As requested by John Morfit, Executive Secretary, Scientific Intelligence Committee, USIB, gave to Dick Kimmel, Joint Committee on Atomic Energy staff, a copy of the SIC publication, "Military Implications of Technology Transfer to the Soviet Union" SIC 75/1, April 1975.

14. (Confidential - PLC) Left with Mary Kay O'Hara, Receptionist in the office of Senator James L. Buckley (R., N.Y.), a copy of the Agency's interim letter to their constituent, [redacted] requesting further biographic data. I advised Ms. O'Hara that to date we have not heard from the constituent. 25X1

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12. (Internal Use Only - LLM) Called Bill Jones, INR/State, for suggestions on State's proposed draft reply to OMB on the Agency's intelligence sources and methods legislation and reviewed some of the points we would like stressed or omitted. I told him we would provide written comments for his use. Later, [] OGC, comments were LDX'd to Jones.

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13. (Unclassified - LLM) While on the Hill, had a call from Charles Lombard, Senate Select Committee staff, for a glossary of initials used for intelligence agencies. [] brought to my attention a copy of an OTR study guide containing selected terms and abbreviations. This document was submitted along with a request to Perry Miles, of the Commission Review staff, for consideration for submission to Lombard. In the meantime, we will provide Lombard with a copy of the unclassified glossary of selected intelligence terms and abbreviations which has already been provided the Select Committee staff.

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15. (Unclassified - LLM) Called Brady Williamson, Legislative Assistant to Senator Dick Clark (D., Iowa), to determine if anything had yet been finalized on the Senator's visit to Headquarters for breakfast with the Director. Williamson said that they were definitely interested and that Julie Marshall would be calling us concerning a date.

16. (Unclassified - BAA) Marsha Matts, Defense Subcommittee of House Appropriations Committee staff, called and said that Ralph Preston would like to have someone come up and give the Subcommittee a briefing on the situation in Cambodia sometime today before 4:00 p.m. Mr. Cary was advised.

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6. (Confidential - LLM) Sat in on a briefing of Dorothy Fosdick and Richard Perle, Permanent Subcommittee on Investigations, Senate Government Operations Committee, by Mr. Zeke Zellmer, DDS&T, to update them on the Soviet hardware picture. There are two follow-up items. See Memo for Record.

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8. (Confidential - LLM) Saw George Armstrong, on the staff of Representative John M. Ashbrook (R., Ohio), who showed me the Jack Anderson column of today and wanted to know if we had any evidence of abuses of civilians in South Vietnam by the Viet Cong and the North Vietnamese. He has already received from State some cables sent by Ambassador Martin to State. I told him I would certainly check to see if the item carried in the Anderson column was in fact reported by FBIS. I said the bloodbath possibility has been an item of concern and thus I am sure whatever we picked up in Vietnam is accurately reflected in the country team cables sent by Ambassador Martin, but that I would check.

Mr. Armstrong asked if [redacted] who had recently retired, thought of making himself available to congressional committees, and I said that [redacted] now has no ties with the Agency, but that I wouldn't be surprised if eventually he testified before congressional committees. Mr. Armstrong was somewhat disturbed by the quote in the Washington Star that [redacted]

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Mr. Armstrong gave me a draft of the resolution introduced by Mr. Ashbrook designed to establish a select committee to place on record any atrocities committed in Southeast Asia by Communist forces.

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9. (Unclassified - BAA) Louise O'Brien, House International Relations Committee staff, called and requested the names and titles of the men who will be doing the briefing tomorrow of the Subcommittee on Investigations. I supplied Ms. O'Brien with the information.

10. (Unclassified - BAA) Barbara Bowserman, OMB, called and said she had a package for Mr. Cary and would like one of our couriers to pick it up. Arrangements were made for the package to be picked up at 0900 hours tomorrow.

11. (Unclassified - LLM) Dropped by to see Pat Holt, Senate Foreign Relations Committee staff, to provide some personnel figures for the use only of Chairman John Sparkman (D., Ala.) on an if and when needed basis. He was tied up all afternoon on the South Vietnamese refugee aid bill.

12. (Internal Use Only - LLM) Bill Jones, INR/State, called with respect to our earlier conversation on the proposed legislation on unauthorized disclosure of intelligence sources and methods indicating that Mr. Hyland had agreed with Mr. Malmberg that the timing of the proposal was not propitious. Jones thus suggested that we concentrate on making our own suggestions to State's proposed response to OMB on this matter directly with Malmberg. 25X1

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21. (Unclassified - JMD) Called Colgate Prentice, ~~State Department~~ and told him Mr. Colby would be happy to speak to his group on 15 July at 6:00 p.m. Mr. Prentice said he would confirm this with the group and get back in touch with me. Later he called and confirmed the date and time. He said this is a group of people who either work for Republican members now or formerly worked for Republicans. He said there are about 25 people in the group now. Prentice said they would like the Director to come to room 2202 Rayburn House Office Building (Representative Joseph McDade's office) on 15 July. He said either Hyde Murry, of the House Agriculture Committee staff, or Frank O'Gorman, of McDade's office, would be in touch further since Prentice will be out of town for several weeks.

22. (Unclassified - JMD) Roland McElroy, in the office of Senator Sam Nunn, called and said the Senator wanted to talk to someone about the seizure of the U.S. Merchant ship by the Cambodians. He said the Senator wanted more information than what was being given out by the press. I told him as far as we could determine that was all the information available at the present time but I would have [] call the Senator directly and discuss it with him. (Messrs. Cary and [] were on the Hill at briefings.)

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[] called later to advise he had talked with the Senator who asked if [] was absolutely certain there was no intelligence involvement. [] assured him there was none.

23. (Confidential - GLC) Called Ed Braswell, Senate Armed Services Committee staff, and discussed with him the press article over the weekend which reported that Senator Church has decided against allowing Agency witnesses to have a "monitor" present when they appear before the Senate Select Committee. I reviewed the background of this with Braswell as I had with Jim Calloway, Senate Appropriations Committee staff. I then discussed with him the various aspects of a witness' right to counsel and the possible advantages of having a special counsel for the Agency as in the Army/McCarthy hearings. No conclusions were reached, but Braswell seemed to share the view expressed by Calloway that an Agency employee should be permitted to have counsel present if he chooses without having to bear the expenses of that counsel's fees. In this connection, we also discussed the matter of representation by Agency or Justice Department attorneys.

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GEORGE L. CARY
Legislative Counsel

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Mr. Thuermer Mr. Clarke

Item #3 - []

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7. (Unclassified - PLC) In response to a call from Jim Oliver, OMB, called Jack Boos, Intelligence Subcommittee staff, House Armed Services Committee, and inquired as to the status of H. R. 1531 and H. R. 1532, two bills affecting CIA introduced by Representative Elizabeth Holtzman (D., N. Y.). Boos said there had been no action on either bill and none is contemplated. I25X1 subsequently called Oliver and advised him accordingly.

10. (Unclassified - WPB) Ron Tammen on the staff of Senator William Proxmire (D., Wis.) phoned to add one more item to the request for North Vietnamese economic data that the Senator's office had made on behalf of two academicians. Specifically, he asked for any figures on North Vietnamese taxation after 1965. I told him that I would see if we had any and get back to him.

11. (Unclassified - GLC) Accompanied the Director to a continuation of the briefing of the Defense Subcommittee of House Appropriations Committee on the intelligence community budget. See Memo for the Record.

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25X1 12. (Confidential - LLM) In follow up of the Director's letter of 5 May 1975 to Representative Paul McCloskey (R., Calif.), called Julie Pineau, Secretary, and we tentatively agreed to 11:00 a.m., Wednesday, 14 May for a briefing of the Congressman on Thailand, Taiwan and Korea. [] OCI, has been advised.

13. (Internal Use Only - LLM) Called [] DIA/OGC, regarding DOD's input on the joint committee paper. He said his written comments are being forwarded to us. 25X1

14. (Internal Use Only - LLM) Called Antonin Scalia, Justice Department, regarding contributions to the joint committee paper. Scalia referred me to John Hodus of the FBI.

15. (Internal Use Only - LLM) Called John Hodus, FBI, concerning their contribution to the joint committee paper. Hodus said he would have someone get in touch with us.

25X1 16. (Internal Use Only - LLM) Called Bill Hogan, House Armed Services Committee staff, in response to his earlier request to Mr. [] and gave him a rundown on the contents of H. R. 6227 (right of counsel to Federal employees), our position and what we have done to date. Hogan agreed that it would be a serious dilution of the Director's statutory authority and that if the bill is not reported out with a full exemption by the House Post Office and Civil Service Committee, he was going to recommend that the Armed Services Committee go to the Parliamentarian to get them to refer the bill to the House Armed Services Committee.

17. (Internal Use Only - LLM) Bill Jones, ~~INR/State Department~~, called concerning the draft comments of the Department on our proposed intelligence sources and methods legislation. See Memo for Record for details.

25X1 18. [] C/Services Staff, called and gave a status report on the meeting with GAO on []
25X1 [] Everything seems to be going smoothly. 25X1

19. (Internal Use Only - LLM) Called [] NSA, concerning their contribution to the joint committee paper. [] recommended I contact Bob Andrews at DOD for further inputs to the paper. 25X1
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OFFICE OF LEGISLATIVE COUNSEL

Monday - 5 May 1975

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1. (Unclassified - DFM) Received a call from Bill Jones, ~~INR~~, who is tasked with responding to a letter to Dr. Kissinger from Otto Fiedler, Chairman of the Board of Governors of NCICA. Jones had no idea of the full name of this organization and asked our assistance because the contents of the letter suggested the organization was related to counterintelligence. After checking with Central Reference Service, I informed Jones that the organization is the National Counter Intelligence Corps Association.

25X1. 2. (Confidential - DFM) In Mr. Cary's absence, took a call from a [] DIA. He has been tasked with responding to a letter to Secretary Schlesinger from Representative Patricia Schroeder (D., Colo.) regarding the Sam Adams article in the May issue of Harper's magazine. 25X1 [] cited the fairly recent example of CIA-DIA cooperation in responding to inquiries of Representative Les Aspin (D., Wis.), and thought a coordinated effort would also be appropriate on this subject. I told him that the DDI was currently preparing a response from the Agency's point of view and that the IC Staff may have been working on a response from the entire intelligence community viewpoint. I promised to check on the possibilities of coordination and get back to him.

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E. J. SIMPDET CL B. [Signature]